

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

9 ROSEANNE DIMENCO, TYRONE
DICKENS, RICHARD MARLOWE, JUAN
10 ANTONIO MOLINA, NICHOLAS
PALAFOX, TONI RANGEL, STARLA
11 ROLLINS, MYKELE SAUNDERS, and
MARTHA VAZQUEZ,

Case No: C 10-03112 SBA

ORDER TO SHOW CAUSE RE DISMISSAL

Plaintiffs,

vs.

14 SERVICE EMPLOYEES INTERNATIONAL
15 UNION, DAVID REGAN, and ELISEO
MEDINA.

Defendants.

19 On January 10, 2011, the Court granted Defendants' motion to disqualify Plaintiffs'
20 counsel. Dkt. 50. The Court granted Plaintiffs thirty days to retain new counsel and to file
21 a substitution of counsel. The Court scheduled a Case Management Conference for April
22 28, 2011, and directed Plaintiffs to file a joint Case Management Conference Statement at
23 least ten days prior to that date. Plaintiffs have not filed a substitution of counsel nor have
24 they filed a Case Management Conference Statement. The failure to comply with the
25 Federal Rules of Civil Procedure, the Local Rules of the Court or any Court Order is
26 grounds for dismissal of this action under Federal Rule of Civil Procedure 41(b). See
27 *Ferdick v. Bonzelet*, 963 F.2d 1258, 1260 (9th Cir. 1992). Accordingly,

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1 IT IS HEREBY ORDERED THAT:

2 1. The Case Management Conference previously scheduled for April 28, 2011,
3 is VACATED.

4 2. The parties shall show cause why the instant action should not be dismissed
5 (1) under Rule 41(b) for failure to comply with a Court order and (2) on mootness grounds,
6 for the reasons set forth in Defendants' Case Management Statement filed on April 18,
7 2011 (Dkt. 51). Within seven (7) days of the date this order is filed, the parties shall file a
8 Certificate of Counsel to explain why the case should or should not be dismissed. The
9 Certificate shall set forth the nature of the cause, its present status, the reason it has not
10 been brought to trial or otherwise terminated, any basis for opposing dismissal and its
11 expected course if not dismissed. FAILURE TO FULLY COMPLY WITH THIS ORDER
12 WILL BE DEEMED SUFFICIENT GROUNDS TO DISMISS THE ACTION, WITHOUT
13 FURTHER NOTICE.

14 IT IS SO ORDERED.

15 Dated: April 28, 2011



SAUNDRA BROWN ARMSTRONG
United States District Judge

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